

NATIONAL RECOVERY ADMINISTRATION

AMENDMENT TO
CODE OF FAIR COMPETITION

FOR THE

COTTON GARMENT INDUSTRY

AS APPROVED ON MARCH 15, 1934



UNITED STATES
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Approved Code No. 118—Amendment No. 3

AMENDMENT TO CODE OF FAIR COMPETITION

FOR THE

COTTON GARMENT INDUSTRY

As Approved on March 15, 1934

ORDER

APPROVING CODE OF FAIR COMPETITION FOR THE COTTON GARMENT
INDUSTRY

MODIFICATION OF CONDITIONS NUMBERS 1 AND 2 OF EXECUTIVE ORDER OF
DECEMBER 18, 1933

An application having been duly made pursuant to and in full compliance with the provisions of Title I of the National Industrial Recovery Act, approved June 16, 1933, for approval of a modification of an Executive Order, dated December 18, 1933, approving, inter alia, amendments to the Code of Fair Competition for the Cotton Garment Industry, and the annexed report on said modification, containing findings with respect thereto, having been made and directed to the President:

NOW, THEREFORE, on behalf of the President of the United States, I, Hugh S. Johnson, Administrator for Industrial Recovery, pursuant to authority vested in me by Executive Orders of the President, including Executive Order 6543-A, dated December 30, 1933, by Executive Order, dated December 18, 1933, approving amendments to the Codes of Fair Competition for the Men's Clothing Industry and Cotton Garment Industry, by the provisions of Section A of Article II of the Code of Fair Competition for the Cotton Garment Industry, approved November 17, 1933, and otherwise; do hereby incorporate by reference, said annexed report, and do find that such modification and the Code as constituted after being modified comply in all respects with the pertinent provisions and will promote the policy and purposes of said Title of said Act, and do hereby order that said modification, attached hereto as Schedule A and specifically incorporated herein by reference, be and it is hereby approved, and that the previous approval of said Code, dated November 17, 1933, and said Executive Order, dated December 18, 1933, are hereby modified to include an approval of said Code in its entirety as modified, such modifications to take effect

seven days after date hereof, unless good cause to the contrary is shown to the Administrator before that time, and the Administrator issues a subsequent order to that effect. This order shall terminate July 1, 1934, subject to the issuance of further orders in this regard.

HUGH S. JOHNSON,
Administrator for Industrial Recovery.

Approval recommended:

A. D. WHITESIDE,
Division Administrator.

WASHINGTON, D.C.,
March 15, 1934.

REPORT TO THE PRESIDENT

The PRESIDENT,
The White House.

SIR: The Deputy Administrator in his final report to me on the modification of said Code having found as herein set forth and on the basis of all the proceedings in this matter:

I find that:

(a) The modification of said Code and the Code as modified are well designed to promote the policies and purposes of Title I of the National Industrial Recovery Act including the removal of obstructions to the free flow of interstate and foreign commerce which tend to diminish the amount thereof, and will provide for the general welfare by promoting the organization of industry for the purpose of cooperative action among trade groups, by inducing and maintaining united action of labor and management under adequate governmental sanction and supervision, by eliminating unfair competitive practices, by promoting the fullest possible utilization of the present productive capacity of industries, by avoiding undue restriction of production (except as may be temporarily required), by increasing the consumption of industrial and agricultural products through increasing purchasing power, by reducing and relieving unemployment, by improving standards of labor, and by otherwise rehabilitating industry.

(b) The Code as modified complies in all respects with the pertinent provisions of said Title of said Act, including without limitation Subsection (a) of Section 3, Subsection (a) of Section 7 and Subsection (b) of Section 10 thereof.

(c) The modification and the Code as modified are not designed to and will not permit monopolies or monopolistic practices.

(d) The modification and the Code as modified are not designed to and will not eliminate or oppress small enterprises and will not operate to discriminate against them.


(e) Those engaged in other steps of the economic process have not been deprived of the right to be heard prior to approval of said modification.

I have therefore, on your behalf, approved said modification.

Respectfully,

HUGH S. JOHNSON,
Administrator.

MARCH 15, 1934.



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SCHEDULE "A"

The Executive Order of December 18, 1933, amending the Code of Fair Competition for the Cotton Garment Industry, is amended as follows. Conditions Numbers 1 and 2 of the said Order are abrogated, and the following substituted therefor:

1. No manufacturing employee engaged in the production of men's and boys' pants when made of (a) corduroy, other than those shades set forth below, or (b) cloths other than those set forth below, whether or not made in work clothing factories, shall be paid at less than the rate of thirty-four cents (34¢) per hour in the southern section of the Industry, or less than thirty-seven cents (37¢) per hour in the northern section of the Industry, as such sections are defined in the Cotton Garment Code and amendments thereto.

No manufacturing employee engaged in the production of men's and boys' pants made in work clothing factories in conjunction with work clothing or work pants, when made of 100% cotton content and when made entirely from carded cotton yarns without synthetic yarn, silk or mercerized yarn decoration, and when such pants are made of (a) denims, plain or printed or woven, including those denims known as Hickory or express stripes, or (b) moleskins, or (c) pin checks, or (d) carded seersuckers, or (e) coverts, or (f) plain dyed or bleached ducks, twills or drills, or (g) cottonades, except cotton worsteds, or (h) dark drab, seal brown or navy blue corduroys, or (i) heavy carded cotton whipcords, shall be paid less than at the rate of thirty cents (30¢) per hour in the southern section of the Industry, or less than thirty-two and one-half cents (32½¢) per hour in the northern section of the Industry, as such sections are defined in the Cotton Garment Code and amendments thereto.

2. The Inter-Code Committee provided for in Condition Number 2 of the Executive Order of December 18, 1933, amending the Cotton Garment Code, is hereby terminated and all powers and duties delegated to the Committee in said Condition are hereby transferred to the Special Administrator hereinafter provided. It is hereby ordered that a Special Administrator shall be designated to serve until July 1, 1934, who shall administer and supervise enforcement in respect of cotton wash suits of 100% cotton content and/or single pants, shall determine all questions in respect of the appropriate minimum wage to be paid by any member of the Industry pursuant to this Order, shall make interpretations of the provisions of this Order, shall have the power to add to, alter or reclassify any of the definitions or classes of materials set forth in this Order, and shall determine all questions arising from the operation of this Order. His determination and findings shall be final, and pending an appeal to the Administrator shall be binding until disapproved.

The Special Administrator shall make a survey and study of the Pants Industry, and shall prepare a report and recommendations

prior to June 30, 1934, with respect to changes in maximum hours, differentials, or changes in the minimum wage to be paid employees engaged in the production of men's and boys' pants, and with respect to amendments to the Cotton Garment Code concerning definitions, wage rates and/or maximum hours.

3. No manufacturing employee engaged in the production of men's wash suits of 100% cotton content when made in work clothing factories in conjunction with work clothing shall be paid at less than the rate of thirty-four cents (34¢) per hour when employed in the southern section of the Industry, or less than thirty-seven cents (37¢) per hour when employed in the northern section of the Industry, as such sections are defined in the Cotton Garment Code and amendments thereto. The Special Administrator hereinabove provided for shall have the same powers and duties with respect to such cotton wash suits as are delegated to him by this Order with respect to men's and boys' pants.

Approved Code No. 118—Amendment No. 3.
Registry No. 217-1-06.

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